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[BY AUTHORITY.]

LAW OF THE UNITED STATES PASSED AT
THE TWENTY FOURTH CONGRESS
FIRST SESSION.

[PUBLIC—No. 41.]

AN ACT supplementary to the act entitled "An act for the admission of the State of Arkansas into the Union, and to provide for the due execution of the laws of the United States, within the same, and for other purposes."

Be it enacted, &c. That in lieu of the propositions submitted to the Congress of the United States by an ordinance passed by the convention of delegates at Little Rock, assembled for the purpose of making a Constitution for the State of Arkansas, which are hereby rejected, and that the following propositions be, and the same are hereby, offered to the General Assembly of the State of Arkansas, for their free acceptance or rejection, which, if accepted under the authority granted to the General Assembly for this purpose by the convention which framed the constitution of the said state, shall be obligatory upon the United States.

First. That section numbered sixteen in every township, and when such section has been sold, or otherwise disposed of, other lands equivalent thereto, and as contiguous as may be, shall be granted to the state for the use of the inhabitants of such township, for the use of schools.

Second. That all salt springs, not exceeding twelve in number, with six sections of land adjoining to each, shall be granted to the said state, for the use of said state, the same to be selected by the General Assembly thereof, on or before the first day of January, one thousand eight hundred and forty; and the same, when so selected, to be used under such terms, conditions, and regulations, as the General Assembly of said state shall direct: *Provided*, That no salt spring, the right whereof is now vested in any individual or individuals, shall, by this section, be granted to said state: *And provided, also*, That the General Assembly shall never sell or lease the same, at any one time, for a longer period than ten years, without the consent of Congress: and that a thing contained in the act of Congress entitled "An act authorizing the Governor of the Territory of Arkansas to lease the salt springs in said Territory, and for other purposes," or in any other act, shall be construed to give to the said state any further or other claim whatsoever, to any salt springs or lands adjoining thereto, than to those hereby granted.

Third. That five per cent. of the net proceeds of the sale of lands lying within the said State, and which shall be sold by Congress, from and after the day of next, after deducting all expenses incident to the same, shall be reserved for making public roads and canals within the said state, under the direction of the General Assembly thereof.

Fourth. That a quantity of land not exceeding five sections be, and the same is hereby, granted to the said State, in addition to the ten sections which have already been granted, for the purpose of completing the public buildings of the said State, at Little Rock; which said five sections shall, under the direction of the General Assembly of said State, be located, at any time, in legal divisions of not less than one quarter section, in such townships and ranges as the General Assembly aforesaid may select, on any of the unappropriated public lands of the United States within the said state.

Fifth. That two entire townships of land which have already been located by virtue of the act entitled "An act concerning a seminary of learning in the Territory of Arkansas," approved the second of March, one thousand eight hundred and twenty-seven, and hereby vested in and confirmed to the General Assembly of the said State, be appropriated solely to the use of such seminary by the General Assembly: *Provided*, That the five foregoing propositions herein offered are on the condition that the General Assembly or Legislature of the said State, by virtue of the powers conferred upon it by the convention which framed the constitution of the said State, shall provide, by an ordinance irrevocable without the consent of the United

States, that the said General Assembly of said State shall never interfere with the primary disposal of the soil within the same by the United States, not with any regulations Congress may find necessary for securing the title in soil to the *bona fide* purchasers thereof; and that no tax shall be imposed on lands the property of the United States; and that in no case shall non-resident proprietors be taxed higher than residents; and that the bounty lands granted, or hereafter to be granted, for military services during the late war, shall, whilst they continue to be held by the patentees or their heirs, remain exempt from any tax laid by order or under the authority of the state, whether for state, county, township, or any other purpose, for the term of three years from and after the date of the patents respectively.

JAMES K. POLK.

Speaker of the House of Representatives.

M. VAN BUREN,

Vice President of the United States, and

President of the Senate.

APPROVED, June 23, 1836.

ANDREW JACKSON.

[PUBLIC—No. 47.]

AN ACT to regulate the compensation of certain Officers of Revenue Cutters.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That in lieu of pay, rations and all other allowances now authorized by law to the captains and first, second and third lieutenants of the United States, there shall be allowed and paid, quarterly, from and after the passage of this act, to each captain, at the rate of twelve hundred dollars per annum; to each first lieutenant at the rate of nine hundred and sixty dollars per annum; to each second lieutenant at the rate of eight hundred and sixty dollars per annum; to each third lieutenant, at the rate of seven hundred and ninety dollars per annum.

[PUBLIC—No. 48.]

AN ACT making appropriations for the suppression of Indian hostilities and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the balance of the appropriation of one million of dollars, made by the act of April twenty-nine, eighteen hundred and thirty-six, and now remaining in the Treasury, shall be, and the same is hereby, made applicable to the payment of any expenditures authorized by the said act, and rendered necessary by the calling out by the President of the United States, of any part of the militia or volunteers of the United States for the suppression or prevention of any Indian hostilities.

Sec. 2. *And be it further enacted*, That the sum of two millions four hundred thousand dollars shall be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to defray any expenses which have been or may be incurred in preventing or suppressing the hostilities of any Indians, by calling out, under the direction of the President of the United States, any part of the militia volunteers according to the provisions of the constitution and laws; which sum, if expended shall be expended under the direction of the Secretary of War, conformably to the provisions of the act of Congress of January second, seventeen hundred and ninety-five, of the act of April fifth, eighteen hundred and thirty-two, making appropriations for the support of the army, and of the act of March nineteen, eighteen hundred and thirty-six providing for the payment of volunteers and militia corps in service of the United States.

APPROVED, July 2d, 1836.

[PUBLIC—No. 49.]

AN ACT to grant to the New Orleans and Nashville Railroad Company, the right of way through the public lands of the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there be, and is hereby granted to the New Orleans and Nashville Railroad Company incorporated by the several States through which the said road is intended to pass, the right of way through such portions of the public lands as remains unsold. *Provided* That the portion of the public lands occupied therefore, shall not exceed eighty feet in breadth; that the route of the said road shall be surveyed and designated through the public lands, by plain marks, or monuments, and copies of the notes of survey, with a plat or plats thereof, and a description of the said landmarks or monuments, and their connection with the prior official surveys of the adjacent lands, be transmitted to the General Land Office in Washington, within sixty days after the said surveys and plats are completed, and that they be completed within two years from the date of this act.

Sec. 2. *And be it further enacted*, That for such depots, watering places and workshops, as may be essential to the convenient use of the said road, there be also granted to the said company, such portions of the public land, as they may, under like restrictions and conditions, select, on either side of the said road.—*Provided* That not more than five acres, to be laid off in a square form, shall be selected for such

use or purpose, at any one place: *Provided, also*, That not more than one such square shall be granted for every fifteen miles of the said road lying within the public lands. *And provided moreover*, That such selections, shall be approved by the Secretary of the Treasury for the time being.

Sec. 3. *And be it further enacted*, That so long as the public lands in the vicinity of the said road shall remain unsold, the said company shall have power to take therefrom, such materials of earth, stone or wood, as may be necessary for the construction of the said road. *Provided*, That the grants herein contained, as well of the use of the public lands, as of the materials for the construction of the said road, shall cease and determine, unless the road be begun within the period of two years from the date of this act, and completed within eight years thereafter: *And, provided, moreover*, That if the said road shall, at any time after its completion, be discontinued or abandoned by the said company, the grants hereby made, shall cease and determine.

APPROVED, July 2, 1836.

[PUBLIC—No. 50.]

AN ACT to renew the gold medal struck and presented to General Morgan, by order of Congress, in honor of the battle of the Cowpens.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in pursuance of the request of Morgan Neville, in his memorial presented at the present session of Congress, the director of the mint, be and he is hereby authorized and directed to cause to be struck, a gold medal of the intrinsic value of one hundred and fifty dollars, in honor of the battle of the Cowpens, which was fought on the seventeenth day of January, seventeen hundred and eighty-one, to replace the original medal presented by a resolution of the continental Congress, of March sixth, seventeen hundred and eighty-one, to Brigadier General Daniel Morgan; the said medal to be struck from the original die, and delivered, when executed, to the said Morgan Neville, the legal heir of General Morgan; the expense of the same to be paid out of any money in the Treasury not otherwise appropriated.

JAMES K. POLK,

Speaker of the House of Representatives.

W. R. KING,

President of the Senate pro tempore.

APPROVED, July 2d, 1836.

[PUBLIC—No. 51.]

AN ACT to repair and extend the United States Arsenal at Charleston, South Carolina.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause such repairs and improvements to be made to the United States arsenal in Charleston, South Carolina, as may be deemed necessary for the public service; and that the sum of twenty thousand dollars be, and the same is hereby appropriated for this purpose, out of any moneys in the Treasury not otherwise appropriated.

APPROVED, July 2d, 1836.

[PUBLIC—No. 52.]

AN ACT to provide for the better protection of the western frontier.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President be, and he is hereby, authorized to cause to be surveyed and opened, a military road, from some point upon the right bank of the Mississippi river, between the mouth of the Des Moines river, upon such route as may appear best calculated to effect the purposes of this act to Red river.

Sec. 2. *And be it further enacted*, That the said road shall pass west of the state of Missouri and of the territory of Arkansas, on condition that the assent of the Indian tribes who have no heretofore given their assent, through whose territory said road is to pass, shall be first obtained, and if such assent cannot be obtained, then east of the western boundary of said state and territory; and shall be constructed as to enable troops to move along the same with proper facility. And the following mode of construction shall be adopted, subject to such alterations as the President may from time to time, direct to be made. The timber shall be cut down to a reasonable width, and the wet and marshy places shall be causewayed, or otherwise rendered passable, cheap bridges shall be erected over the smaller streams, not having good beds across them; and, where it may be found necessary, the road may be thrown up to the centre.

Sec. 3. *And be it further enacted*, That the military posts shall be constructed at such places along the said road as in the opinion of the President, may be most proper for the protection of the frontier, and for the preservation of the necessary communication.

Sec. 4. *And be it further enacted*, That the troops of the United States shall be employed in performing the labor herein required, whenever, in the opinion of the President, the same can be done with a just regard to the other duties; and the other labor rendered necessary shall be procured in such manner as the President may direct.

Sec. 5. *And be it further enacted*, That

the sum of one hundred thousand dollars shall be, and the same is hereby, appropriated, to be applied towards the accomplishment of the objects specified by this act.

APPROVED, July 2d, 1836.

[PUBLIC, No. 53.]

AN ACT making additional appropriations for the Delaware breakwater, and for certain harbors, and removing obstructions in and at the mouths of certain rivers, and for other purposes, for the year one thousand eight hundred and thirty-six.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, for carrying on and completing certain works heretofore commenced, viz—

For continuing the Delaware breakwater, one hundred thousand dollars.

For continuing the improvement of the harbor of Chicago Illinois, thirty-two thousand dollars.

For continuing the improvement of Big Sodus bay, twelve thousand six hundred dollars.

For the continuation of the works for the preservation of the beach at Provincetown harbor, Massachusetts, four thousand four hundred dollars.

For the continuation of the works for the preservation of Plymouth beach Massachusetts, five hundred dollars.

For the continuation of the works at the harbor near the mouth of the river Raisin, Michigan Territory, fifteen thousand dollars.

For continuing the removal of obstructions at Black river, Ohio, six thousand six hundred and sixty dollars.

For continuing the permanent improvement of Cleveland harbor, Ohio, fifteen thousand dollars.

For continuing the removal of obstructions at Grand river, Ohio, six thousand dollars.

For continuing the removal of obstructions at Cunningham creek, one thousand two hundred and seventy-five dollars.

For continuing the removal of obstructions at Conneaut creek, Ohio, two thousand five hundred dollars.

For continuing the improvement of the harbor of Presque Isle, Pennsylvania, according to Colonel Totten's recommendation, fifteen thousand dollars.

For continuing the improvement at Dunkirk harbor, New York, eleven thousand dollars.

For a dredging machine on Lake Erie, eight thousand dollars.

For continuing the works at the mouth of Genesee river, New York, twenty thousand dollars.

For continuing the pier and mole at Oswego harbor, New York, twenty thousand dollars.

For continuing the pier at Kennebec, Maine, seven thousand five hundred dollars.

For continuing the improvement of the navigation of the Hudson river, above and below Albany, in the State of New York, one hundred thousand dollars, to be expended according to the plan and estimate recommended by the Secretary of War.

For continuing the improvement of the harbor of New Castle, Delaware, twenty-five thousand dollars.

For continuing the removal of obstructions at Ocracoke inlet, North Carolina, nine thousand dollars.

For continuing the improvement of the navigation of Cape Fear river, below Wilmington, North Carolina, twenty thousand dollars.

For the improvement of the navigation of the Ohio river, between Pittsburgh, and the falls of the Ohio, twenty thousand dollars, which, together with the unexpended balance of the appropriation for this purpose by the act of the third of March, A. D. eighteen hundred and thirty-five, shall be expended by direction of the Secretary of War, under the superintendence of the officers of the engineer corps heretofore employed on that service.

For the improvement of the navigation of the Ohio and Mississippi rivers from Louisville to New Orleans, sixty thousand dollars.

For the improvement of the Mississippi river, above the mouth of the Ohio river, and for the Missouri river forty thousand dollars, to be expended in such manner and for the removal of such obstructions as the Secretary of War shall direct.

For continuing the removal of obstructions in Red river, Louisiana, and Territory of Arkansas, forty thousand eight hundred dollars.

For constructing a boat to prevent a new accumulation of obstructions in said river, within the old limits of the Great Raft, so called, fifteen thousand dollars, and the additional sum of fifteen thousand dollars to work and support the same.

For continuing the improvement of the Cumberland river, in Kentucky and Tennessee, twenty thousand dollars.

For continuing the removal of obstructions in the Chipola river, in the Territory of Florida, four thousand dollars.

For completing the inland channel be-

tween St. Mary's and St. John's, in the Territory of Florida; in addition to unexpended appropriations, according to the estimate of the Engineer Department, five thousand.

For continuing the removal of obstructions in, and improving the navigation of the Escambia river, in the Territory of Florida, five thousand five hundred dollars.

For further improvements at the mouth of Huron river, in the State of Ohio, four thousand three hundred dollars.

And the following sums, necessary to close accounts, in the office of the Third Auditor, viz—

For removing obstructions at Cunningham creek, Ohio, thirty-two dollars and thirty-six cents.

For completing the pier at La Plaisance bay, Michigan Territory, three hundred and twenty-three dollars and fifteen cents.

For removing obstructions at Cleveland harbor, Ohio, six dollars and fifty-nine cents.

For repairing breach in the peninsula, at Presque Isle, one hundred and twenty-two dollars and eighty cents.

For erecting a beacon light at Erie Pennsylvania, sixty-nine dollars and sixty-nine cents.

For erecting a light-house at Buffalo New York, four hundred and ninety-four dollars and seventy-eight cents.

For improvement of the navigation of the Ohio and Mississippi rivers from Pittsburgh to New Orleans, under the act of second of March, eighteen hundred and thirty-one, seventeen thousand eight hundred dollars and five cents.

For defraying the expenses incidental to making examinations and surveys, under the act of the thirtieth of April, eighteen hundred and twenty-four, of which sum five thousand dollars shall be appropriated and applied to Geological and Mineralogical surveys and researches in the Indian country on the public lands and in the Territories of the United States, thirty thousand dollars.

APPROVED, 2d July, 1836.

[PUBLIC—No. 54.]

AN ACT to extend the charters of certain Banks in the District of Columbia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the charters of the several Banks herein enumerated, namely: the Union Bank, and Farmers and Mechanics Bank of Georgetown; The Bank of the Metropolis, Patriotic Bank of Washington, and Bank of Washington, in the city of Washington; and the Farmers Bank of Alexandria, and Bank of Potomac, in the Town of Alexandria, be, and the same are hereby extended till the fourth day of July, eighteen hundred and thirty-eight.

APPROVED, July 2d, 1836.

[PUBLIC, No. 55.]

AN ACT regulating the terms of the superior courts of the middle district of Florida, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an act entitled "An act to alter and change the terms of the superior court for the middle district of Florida," passed by the Governor and Legislative Council of said Territory, and approved February twelfth, eighteen hundred and thirty-six, be, and the same is hereby, approved, so far as it does not interfere with the terms of the court directed to be holden in the county of Franklin, which has been annexed to the said middle district.

Sec. 2. *And be it further enacted*, That if in any prosecution for piracy, or any other criminal offence against the laws of the United States, or of the Territory of Florida, it shall be found impracticable to obtain a sufficient number of jurors for the trial of any person or persons charged with said criminal offences in the southern judicial district of Florida, it shall be lawful for the judge to send said person or persons, with the indictment and other papers, to the eastern or middle district for trial, and to take recognizances from the witnesses to appear in the said eastern or middle district, in the same manner as he is empowered by law to do in the district of which he is the judge.

Sec. 3. *And be it further enacted*, That an act to amend the act entitled "An act incorporating the town of Appalachicola," approved twelfth of February, eighteen hundred and thirty-six, and "An act to change the county seat of the county of Franklin," passed January fourteenth, and approved January seventeenth, eighteen hundred and thirty-six, be, and the same are hereby, annulled.

Sec. 4. *And be it further enacted*, That so much of the act of the Legislative Council as directs a superior court for the southern judicial district at Indian Key be, and the same is hereby, annulled.

APPROVED, 2d July, 1836.

[PUBLIC—No. 56.]

AN ACT for laying off the towns of Fort Madison and Burlington, in the county of Des Moines, and the towns of Belle-